

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DEMETRIUS DARNELL WARLICK ,

Plaintiff,

v.

ROSIE LEE WARLICK and the  
INTERNAL REVENUE SERVICE,

Defendants

Case No. C05-5349RBL

ORDER ADOPTING  
REPORT AND  
RECOMMENDATION

The Court, having reviewed Plaintiffs' complaint, the Report and Recommendation of Magistrate Judge Karen L. Strombom, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) This action is **DISMISSED** prior to service for failure to state a claim. This dismissal counts as a strike pursuant to 28 U.S.C. 1915 (g).
- (3) Clerk is directed to send copies of this Order to plaintiff, counsel for any defendants who have appeared, and to the Hon. Karen L. Strombom.

DATED this 9<sup>th</sup> day of August, 2005.

  
RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE